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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## In Re Patent Application of:

Inventor(s) : Siegel, et al.  
Filed : 9/18/2001  
Application No. : 09/955,397  
Confirmation No. : 1207  
Group Art Unit : 3621  
Examiner : Firmin Backer  
Docket Number : SNY-R4757  
Title : Audio and Video Digital Content Delivery

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING / FAX TRANSMISSION

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Applicant, Assignee or Reg. Representative: Jerry A. Miller, Reg. No. 30779

Signature: /Jerry A. Miller 30779/ Date: 8/10/2007

INTERVIEW SUMMARY

Sir:

This is to document the telephone conversation with Examiner Winter of 8/7/2007. After exchanging messages, the undersigned spoke with Examiner Winter regarding the outstanding Final Office Action and response over the telephone. Examiner Winter indicated that the finality of the current Office Action was being removed as was the rejection based upon Ginter of record. He also indicated that he felt that the searches had been conducted in an incorrect class previously, and he had located additional art in a new class (705 I believe).

We reviewed the prosecution history briefly in view of the change in Examiners that has

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taken place, and the undersigned explained the history of the multiplicity rejection.

Examiner Winter briefly explained his understanding of patent no. 5,530,574 and how the claims might read on this patent. The undersigned clarified where he felt the distinctions might lie in view of Examiner Winter's verbal characterization of this patent. Further discussion ensued regarding possible amendments to the claims to specify more explicitly that the additional rights that are acquired are for less than the full content initially acquired. Examiner Winter wished to consider this further and consult with his SPE. It was agreed to discuss the matter further if such amendments alone or in combination with dependent claim features were found by Examiner Winter to distinguish over the art. The undersigned indicated that he was happy to work with Examiner Winter in any way that would expedite prosecution of the present application, and looks forward to a follow up communication from Examiner Winter.

The undersigned notes that at this point he has not reviewed the patent noted during the interview by Examiner Winter since no rejection has been presented.

Respectfully submitted,

/Jerry A. Miller 30779/  
Jerry A. Miller  
Registration No. 30,779

Dated: 8/10/2007

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